

UNSAVORY  
RECORD OF RYANMain Witness Against Miller and  
Johns Once Killed a Man.

## ARRESTED NUMEROUS TIMES

FACTS BROUGHT OUT AT THE  
TRIAL.

Cincinnati, Ohio, Oct. 14.—When the Miller and Johns trial resumed today, the direct examination of J. J. Ryan was still in progress. At the adjournment of court last night, Judge Thompson took under advisement the objection of counsel to Ryan testifying to what Johns had said to him about what Miller may have said to Johns concerning future difficulties.

When court convened today, Judge Thompson decided that a preliminary case had been sufficiently made out to permit the testimony of Ryan to be admitted. Counsel for the defense expected to cross-examine Ryan and the examination of Ryan by the government counsel was resumed.

## Repeated in Detail.

Ryan proceeded to repeat in detail a conversation between Johns and himself in a room at Terre Haute, during which the witness claimed to have made a contract with Johns for \$1,500 for a favorable ruling from Miller. Ryan stated that he had been present at the frequent objections, which were overruled by Judge Thompson. Ryan also testified that all his future transactions were with Johns as the middle man. On December 12, when Johns came to Cincinnati and they met in a room at the Gibson house, where Ryan gave Johns \$1,500 in cash and \$3,000 in bonds. Ryan continued his story about subsequent transactions in which he said Johns wanted more funds right away. He said the witness finally made a statement of the whole matter to the postoffice inspectors, and made no further efforts to get bets on the races through the middle man.

## Ryan's Record.

The cross-examination of Ryan by Charles W. Baker was terrific, the most prominent question being "Of how many murders are you guilty?" when Ryan replied that he had been indicted only one murder for which he was tried. Then followed questions as to shooting scrapes and arrests, mostly connected with a case of a Chinaman. Ryan was also examined at length about his trial for the alleged passing of bad checks and questioned about frequent arrests, one of them being for securing the corpse of a Chinaman. Baker had Ryan admit that he gave Johns in his own handwriting a complete statement of his bookmaking as the latter as his attorney could present the case to the postoffice department. This document, on letterhead of the bookmaker hotel at Terre Haute, was submitted in evidence, as were also the contracts Ryan made or immunities promised him. On re-direct examination Ryan testified that Johns dictated the statements and contracts to him in his handwriting on the Filbeck hotel letterheads.

## Did Enormous Business.

It was brought out that there was to be no division of the \$2,000 for the revision of Ryan's advertising literature. Ryan admitted that he had had two hundred thousand on hand when the postoffice inspectors took charge of his concern. Ryan testified that he was cross-examined as to why he had not been indicted as well as Miller and Johns. The witness denied that any bargain had been made or immunity promised him. On re-direct examination Ryan testified that Johns dictated the statements and contracts to him in his handwriting on the Filbeck hotel letterheads.

## STANDING ROOM ONLY.

Court Room was Packed During Yesterday's Session.

Cincinnati, Oct. 14.—Standing room was in demand in the United States district court room on the second day of the trial of Miller and Johns for conspiracy to extort a bribe in connection with the race track. Nine witnesses were examined today and the case was expected to continue until the afternoon of the third day, and the case may not be closed until the last day of the week.

The monotony of the trial was very much broken when J. T. Watson testified that he was the private secretary to Fourth Assistant Postmaster General Bristow and told of the letters passed between John J. Ryan and the department. Watson's testimony was that he was sent into the room where Robb and Cochran awaited him.

## Watson Took Notes.

Watson was seated on a bench of old newspapers in the corner and taking stenographic notes on his knees. Then Watson proceeded to the court from those original notes, which he occupied an hour and a half in doing so.

The first question propounded to Miller was by General Robb, who asked: "Mr. Cochran and I have an unpleasant duty, and it must be performed now, before anything else is done. We will have the matter over. You are a lawyer, and it is unnecessary to tell you that subterfuge will be useless and that we will have none of it. We will leave that aside. The examinations have been better for you, and we want you to explain."

## Confronted With Reports.

Miller said he would explain whatever he could, and then he was interrogated in regard to his old friend Joseph M. Johns and his connection with him from the beginning of the case to the end. He was not only questioned closely by both Robb and Cochran, but he was also confronted with the reports of the postoffice inspectors. Watson read his notes on everything that took place, reproducing all the reports of the inspectors and letters and telegrams that were presented to Miller. Miller claimed that he had done nothing with Johns until after the Ryan case was decided, and admitted that he did not regard Johns as an attorney of record in the office for Ryan. When Robb and Cochran showed him the reports and copies of letters and telegrams indicating that he had sent the ruling to Johns, Miller claimed that he had sent nothing to Johns until after the Ryan case was decided, and admitted that he did not regard Johns as an attorney of record in the office for Ryan. When Robb and Cochran showed him the reports and copies of letters and telegrams indicating that he had sent the ruling to Johns, Miller claimed that he had sent nothing to Johns until after the Ryan case was decided, and admitted that he did not regard Johns as an attorney of record in the office for Ryan.

## Miller Made Denial.

Then Watson read from his stenographic notes a question by General Robb whether Ryan had turned over \$1,500 to Johns on the same day that the latter got the ruling from Miller. Miller denied any knowledge of that transaction, and insisted that he had never received, directly or indirectly, a cent for any copies of any ruling or any information regarding the same.

He declared to Robb and Cochran that he did not believe that Johns had ever made any such representations and attributed to him in the report.

## THE FIDDLER'S REMARKABLE RECORD.

## THE FIDDLER.

From a photograph taken at St. Louis.

Ever since the pool rooms around the country were taken down the line on the Fiddler, who finished first at Morris Park as a twenty-to-one shot a week ago yesterday, the bookmakers have been trying to prove that the horse was a rank ringer. An investigation, however, conducted by the St. Louis Post-Dispatch, shows that the Fiddler was the horse his owners represented him to be, and that the win of that date was perfectly legitimate.

The pool room in Salt Lake was hit along with others in the west, and the impression was out among the local touts that The Fiddler was a ringer. However, the true facts of the matter have been made public by the St. Louis Post-Dispatch, which shows in a plain case of the talent being mistaken in the ability of the horse. Here is what the World has to say:

## Story of Ridiculous Canard.

"The story published Monday that The Fiddler, winner of the last race at Morris Park on Saturday, was a 'ringer,' was a ridiculous canard. The story emanated from the west, where bright salutations of the kind in question were the only foundations that the horse was other than what he really seemed to be. At the Morris Park track yesterday the Fiddler was identified to the satisfaction of the steward by five men who saw him race in California last winter. They all stated that the horse was absolutely the same one that they saw win a race under that name. And thus the great 'ringing' case came to a very tame end.

"The story had its birth in the pool rooms of Chicago and San Francisco. The Fiddler, a bay gelding, five years old, by Falster-Cochran, was heavily backed in these pool rooms for a large amount. During the twenty minutes following the race, the demand for the Fiddler by the pool room patrons. The opening price was 15 to 1 and 20 to 1. The story had its birth in the pool rooms of Chicago and San Francisco. The Fiddler, a bay gelding, five years old, by Falster-Cochran, was heavily backed in these pool rooms for a large amount. During the twenty minutes following the race, the demand for the Fiddler by the pool room patrons. The opening price was 15 to 1 and 20 to 1.

"The bookmakers could not understand it. The Western Union operator who sends the prices of the horses, the odds of the Morris Park race track at 20 to 1. Repeated inquiries as to whether these odds were correct were flashed over the wires, and the reply that 20 to 1 was still obtainable in the ring. When some of the western pool room keepers learned this they telegraphed to D. B. Mitchell, manager of the turf department of the Western Union Telegraph company, to place several hundred dollars on The Fiddler at the very best odds, 20 to 1 preferred. Mitchell obeyed the order and placed the money, and he was the only man in that vast throng of 35,000 persons who bet anything like a large amount on The Fiddler.

## Cry of Western Pool Rooms.

"The western pool rooms lost heavily on the race. Because they had to pay out a few large bets the proprietors raised the hue and cry of 'ringing.' They gave out the story that The Fiddler was no less than Hiram Johnson, the horse that won the Kentucky last winter and was alleged to be the Montana thoroughbred called McNamara. The horse, they said, had been 'planted' in the race and was a 'ringer.' This story was telegraphed east. One local paper tried to improve on the western product by stating that \$300,000

postoffice inspectors after they had received the statements of Ryan and others. The last witness of the day was Arthur Brown, former senator from Utah, who testified that he had known Henry P. Henderson, an Irish old timer for the postoffice department. He testified that he had known Henderson for a considerable time, and that he had seen him in the world's goods in Utah and in California. He testified that he had seen Henderson in the world's goods in Utah and in California. He testified that he had seen Henderson in the world's goods in Utah and in California.

## MICHIGAN MEN IN UTAH.

Washington Writer Tells of Wolverines' Success in This State.

(P. H. Hoeford in Grand Rapids Post.) Salt Lake and Utah are remarkable for the large number of formerly well known Michigan men who have settled in the development of the western country. Some of the most prominent men in Utah were from Michigan. Many of these are United States Senator Thomas W. Ferry and his brothers, William M. Ferry and Ed P. Ferry. They invested largely in silver mines at Park City. The two surviving brothers have lived in the territory and state for twenty-five years. William M. Ferry was in Michigan as a once a prominent Democratic leader, a candidate of the party against his brother for congress in 1872. He was a member of the Michigan Military academy and, I think, also of the university.

It is a remarkable fact that the great Silver King mine—the greatest bonanza in the American west—was discovered from the spot where Mrs. Ed P. Ferry met her untimely death in a runaway accident twenty years ago. Kearns, the principal owner of the Silver King, has recently marked the place of her death with a suitable monument.

D. C. McLaughlin, of Mesquite, who became a prominent lawyer and mine owner in Utah, died a few months ago, leaving a large estate. He is now in Europe.

Judge Orlando W. Powers, once a conspicuous figure in Michigan politics, recognized as the ablest criminal lawyer in Utah. It is asserted that he had been put on the case, and that was due to circumstances beyond his control. Judge Powers is a leader in Utah politics and friends in the territory.

PEDDLER KILLED  
BY A STREET CARWas Thrown Twenty Feet by the  
Collision.

## TOP OF HEAD WAS CRUSHED

## NO BLAME ATTACHED TO MOTORMAN OR CONDUCTOR.

Atkinson Whitworth, a peddler residing at 674 North Second West street, was instantly killed about 8 o'clock last evening by being struck by a trolley car.

He was riding in a wagon and swung across the track directly in front of the Oregon Short Line depot car at Second West and South Temple streets. The force of the collision threw Whitworth about twenty feet and he struck the pavement on his head. The entire top of his skull was broken in by the terrific blow, and death was instantaneous.

As near as can be learned, the accident was unavoidable. According to eye-witnesses to the affair, Whitworth was driving west on South Temple street just ahead of the car. Evidently he did not notice the approach of the car, for just as he reached the intersection of Second West street he swung directly across the tracks not more than ten feet in front of the car, which was going at a rapid rate.

## Dead When Picked Up.

The fender struck the front of the wagon, knocking the horse down and throwing Whitworth clear of the debris. He alighted on his head and when picked up was dead.

Dr. C. F. Wilcox was summoned and declared that death was instantaneous. The body was removed to J. W. Taylor's undertaking establishment and Whitworth's relatives notified.

The deceased was a peddler and was 62 years of age. He leaves a wife and three children, two sons and a daughter. He has lived in Salt Lake for nearly forty years.

No blame is attached to the car crew by those who witnessed the accident. Motorman W. G. Bywater and Conductor Harley Mowry were in charge of the car, and both declare that the car was going at more than the speed prescribed by law. Whitworth evidently did not hear the approach of the car, and turned his horse across the tracks just as the trolley struck. Conductor Clark was notified but no inquest was deemed necessary.

## SHORT LINE ACCEPTS

Notifies City Franchise Is Satisfactory—Three New Directors Are Elected.

An acceptance of the franchise recently granted it by the city council was yesterday filed with City Recorder Joseph O. Nystrom by Attorney Parley L. Williams, one of the local legal advisers of the Oregon Short Line Railway company. By its acceptance the road agrees to begin work upon the \$200,000 depot and other extensive improvements within the next six months.

At the annual meeting of the stockholders of the road yesterday, three new directors were elected, as follows: W. V. S. Thorne, James H. Hyde and Paul Warburg, all of New York. They fill the vacancies caused by the resignation of F. J. Coolidge, Jr., W. E. Glynn and F. S. Bangs, also of New York.

After the meeting Secretary Alex. Miller said no significance should be placed upon the change, as it was made to facilitate the securing of quorums when the stockholders wish to meet. What the meeting adjourned, it did so to meet in this city Nov. 20, when the formal opening of the Ogden-Lake cut-off.

## LOCAL BRIEFS.

ONE CASE DIPHTHERIA.—It was reported to the city board of health yesterday that Mrs. John H. Smith, who lives at the corner of Fourth East and Brigham streets, has diphtheria.

REPORT CASES TYPHOID.—The following new cases of typhoid fever were yesterday reported to the city board of health: George H. Smith, aged 25, 2015 Grand, 55 West Seventh street; H. C. Stevenson, aged 23, Thistle Junction, Utah, brought to Salt Lake for treatment; Bernard Reeves, aged 20, 327 West Seventh street.

MRS. A. THOMAS DIED.—Ann Thomas, mother of State Coal Mine Inspector Gomer Thomas, died at the residence of her son, 33 East Fifth street, yesterday morning at the age of 70 years. Mrs. Thomas was the daughter of William and Sarah Lewis. She was born at Abercrombie, Monmouthshire, South Wales, on July 3, 1832. The deceased had been a resident of Salt Lake for 25 years, but her end was calm and peaceful. Her remains will be taken to Coalville, where the funeral services will be held on Saturday.

PRODUCE EXCHANGE ORGANIZED.—The Salt Lake Grain, Flour & Produce exchange was organized at the Commercial club last evening by the election of A. H. Vogeler, president; S. H. Vowles, secretary, and Thomas Murfane, treasurer. They will later appoint committees. The object of the exchange is to secure unanimity of action among the flour and grain men of the city and state; the settlement of disputes; and arrangements in satisfactory to all concerned; for the general good along trade lines of manufacture and distribution; and the maintenance of equitable business methods in the most profitable and satisfactory manner.

## BROWN REFUSED TO PLEAD

Judge Diehl Forced to Enter One of "Not Guilty" For Him.

Former United States Senator Arthur Brown refused to enter a plea when he was arraigned before Judge Chris Diehl in the police court at 10 o'clock yesterday morning. Diehl instructed the clerk to enter one for him, that of "not guilty."

When the case was called, Senator Brown refused to enter a plea, and was accompanied by counsel. He said his attorney, Major Samuel King of Provo, was in the southern part of the state, and was unable to be present. He asked that his case go over until the major could represent him.

When he would enter a plea. When Judge Diehl asked him to enter a plea at this time, the senator objected, saying that it was not necessary. The court took the opposite view. It was then decided to postpone further action until Wednesday morning, Oct. 21, at 10 o'clock.

## DIED.

BROWN.—524 South Fourth West street, this city, Oct. 14, 1903, (typhoid fever), John D. Brown, son of Officer John D. Brown, aged 9 years.

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THE FAMILY'S FAVORITE MEDICINE  
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CANDY CATHARTIC  
THEY WORK WHILE YOU SLEEP  
All Druggists

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